P24

G. R. S. IX-5]

Previous references.

Mud 6 9 89
" 5 9 80
~~" 2 7 84~~

Later references.

1900-01

191 .

(Mud)

File No. 1280

Serial Nos. 1 to 7

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 10

Major ~~Part~~ B for November 02

SUBJECT.

Proposal of exempting from payment of Tolls, Carts belonging to Coody & Arrack Contractors.

W D 1250—GPB—30,000 28-1-19

Inder

DEWAN'S OFFICE.

GENERAL DEPT.—(L. B. BRANCH).

OFFICE NOTE.

SUBJECT. In re the proposal of exempting from payment of tolls carts belonging to toddy and arrack contractors

LAST REFERENCE Letter No. 1822 dated 1st April 02 from the First Assistant Resident in Mysore.

MGCPB—250—18-3-02

Submitted

The tolls is levied in ac-cordance with the Presidents' Notice of 6th November 1899 (Gazette copy put up)- The manufacturers say that as the carts are employed only to bring goods from the Station to the distillery in connection with the manufacture of spirit for the supply of the Mysore Government, they may be exempted from tolls. The Excise Commissioner recommends the exemption on the grounds that the toll gate was not in existence when the contract was given and that the manufacturers have undertaken the supply of arrack at the very low rate of 0-6-4 per gallon.

2 The power of exemption rests with the Municipal Commissioners who may exempt any person unable to pay the toll or tax by reason of poverty. (Vide last portion of section 34 of the Municipal Regulation)- This provision does not probably apply to the exemption applied for in favour of the Arrack manufacturers as the

is not unable to pay the toll by reason of poverty

3. Again in Section 239 it stated that the toll rules do not apply to carts employed by Govt. If carts employed by the Contractor do come under the category of carts employed by Govt, no toll can be levied on the former also

4 Under section 239, the Municipal Commissioners may make compensation to the Contractor for the loss he may sustain by the levy of tolls

5 If none of the above provisions are applicable to the case under reference, the contractor will have to represent as per section 57 to the Municipal President for exemption payable yearly or half yearly

Please have a perusal of the above Provisions in the Agreement with Contractor and furnish your opinion, as to what might be available to him and information as to what is being done in

The C & H. Station.

C

167/00

Transferred to the Y.B. Branch

16/2/99

7 Submitted with a copy of the Bye-laws of the C & H Station Municipality in regard to Tolls. The Bye law provides for no exemptions from Tolls

Sl: From enquiries made in the C & H Station Municipality it is ascertained that in reply to their applications for exemption, the Arrack and Toddy contractors of the Station were told that they should compound for the tax with the Provincial Commissioner and that at the end of their contract, a proportionate rate reduction would be made allowed to them.

Sgd 19 2 00

9 The best thing would be for Mr Ford and Mr Officials what has been done in the C & H Station before order, are passed on the Matters referred where to & Mr Apth Mr Ford - In favour of this recommendation

B.K Dzwpth 22/2/00

10 The President was also requested in Docket no. 12769 / 239-93 dated the 25th May 1900 to place the matter before the Board for their opinion. (sl no. 24)

11 ~~In reply~~ The Board resolved as follows:-

"The Board regret their inability to grant the exemption recommended by the Excise Commissioner."

(Letter cir 1 dt 30-6-00 (sl 25))

The First Assistant Resident also replied that the matter has not been formally referred to the President for a decision. (vide letter no. 2178 dt 7.5.1900 / 439-99 (sl 23)).

12 Thereupon the Excise Commissioner was informed in Progs. no. 3900 / 239-93 dated the 12th September 1900, that the matter was under (sl 30)

correspondence with Residency and that would be passed on soon as a similar question, had arisen in the C & M Station, was settled.

+ Letter No 1824 dy 1/4/02.

13 A reply has now been received from the First Assistant Resident. He sends us copies of letters from the President and Collector of the C & M Station and states, that, in view of the excise arrangements since introduced into the C & M Station under which the system of issuing to contractors the supply of arrack and toddy required for consumption in the Station has been abolished, it has been considered un-

desirable to deal with the

question further".

14 It is submitted that in the amending Regulation VIII of 1900 power is taken by Govt. to exempt "in whole or in part, from the payment of any tax imposed under the Municipal Regulation any person or class of persons or any property or description of property".

Spare Copy

15 Submitted for orders as to whether the several bills for refunds sent up by the Excise Commissioners may be sanctioned for adjustment from Municipal funds

16 orig 12/4/02 As however, the President of the City Municipality says in his letter No 1/1 of 30th June 1900 that the concession of the kind referred to would form an undesirable precedent and would lead to complications

Serial No 25

in similar claims
from other Contractors &
headings of Municipal
Revenue from this source,
it is a point for consideration.
Why the Excise Dept. should
not bear the charge.

Submd for orders.

3/6/1902

17 I think the charge should
fairly be met from the
Excise Revenue, unless the
Courts can by a somewhat
forced construction be
held to be employed by
Govt. - (S-69).

28/5

The 3rd Division
Solr. Genl.

18
31/5.
11

The Contractors, Messrs
Dawn & Co, had no idea
at the time of their entering
into a contract with
Govt that they would be
called upon during
the currency of their
contract to pay
any Rent & Taxes
whatever but which was
subsequently brought
into existence - during
the time now to ascertain
exemption in their case
Mr Gwynn did not think
it necessary to grant
to request the Municipality
to refund the taxes already
levied from them - The
refund in question will
accordingly be made from
Parliamentary Grants
directed to General
Purposes in the Civil
Budget -

2d The further Copy
of the Deed under
discussion with the Municipality
enclosed from Colls -

C.

8/6/02 -

To The Secretary
Commissioners
Works

2d Returned for Copy
of Deed &c &c from
Colls 8/6/02

21. The Servants and Councillors orders were duly conveyed to the President, the Comptroller and the Excise Law in Govt. Pro: No. 72-L/Ex dated the 18th July 1902

22. The President now reports that in the year 1900 similar claim for exemption having been brought forward by the Excise Commissioners the question was discussed by the Board and their resolution expressing inability to grant the exemption on the ground that any such concession in a single case would form an undesirable precedent would have a tendency to

+Serial No 29 in L.T. 239-93.

similar claims from other contractors and heavy loss to Municipal Revenue, was submitted to Government who passed orders on the subject in conformity with the Board's views in Govt. Reso: no. 3908-9 / 239-93 dated the 12th September 1900. The President further adds that the right of collecting toll in the City for the year 1902-'03 has already been given ~~[illegible]~~ out on contract and that the carts of the Excise Contractors plying to and from the Distillery cannot, therefore, be exempted from payment of toll.

23 Submitted for orders. In the order of September 1900 cited

Letter no. 1 Dy 30. Serial no. 25

[illegible]

Serial no. 30

cited above, it was observed simply that the matter of exempting the carts of the kind under reference was under correspondence with the Residency and that orders would be passed as soon as a similar question which had arisen in the Tal Station, was settled. (vide serial no 30 in the file).

24. The order exempting such carts from tolls was passed ~~on September 1900~~ on 10/7/02 But the date on which the right of collecting tolls for 1902 1903 was given out on contract, has not been stated. when they be called for or the President informed that exemption should be allowed as claimed

25/10 [illegible]

26. The President (2) was requested in this office docket no 4035 / 4Z 239-93 dated the 17th September 1902 to state the date on which the right of collecting tolls in the city during the year 1902-03 was sold by the contractors. + serial no 42

27. In reply, the President +states that the right was sold by public auction on the 17th June last, the date of the Govt order exempting the arrack contractor's carts from payment of tolls being the 18th July 1902. + Letter no. 03 Dy 19.9.02 (serial no 43) (sl 37)

28. Submitted for orders on the President's objection stated in para 22 above. A reminder has been received from the Excise Commissioner soliciting early orders in the matter (vide serial no 41)

The Presidents

that the concession in favor of the Arnadel Contractors would form an inconvenient precedent seems to be sound, and the loss if any, on this account seems to be a legitimate charge on the Service Budget.

Subd foresters.

BB

29/9/1902

Draft an order directing that the charge may for this year be met from the Service Budget & that in future sales of tolls, the ~~rules~~ regulations & that ~~the toll~~ Carts are exempted, and submit to the ~~Secretary~~ the 2nd June

A.L.

1/10/1902

J.B.70
1-10-02

I have given the matter my
best consideration - The
Municipality which is already in an
impoverished condition would
suffer by an expenditure of
the kind ~~suggested~~ - The
toll is properly leviable
and I see no reason why
the Board should refuse
to be called upon to forego it -
As the increased debt, may it
during the currency of
the contract for
the next succeeding years,
in the district laid down,
that the Contractor should
himself pay the toll - The
increased revenue will [illegible]
to some what but there is no
reason why the Municipality
should be deprived of
its legitimate source of
revenue -

All communications

23/10
67
1023.7.02

What about
the resolution
the Residency
referred to in
Order No 390 of
of 12 Sept 1900
Regd 1024.a 1898
Can it not be
argued by this Govt
that the treaty
of Ulls was an act
outside the contract
that any debt on it
that any result accruing
by it should not throw
any additional
liability on it - If this
is a new contention this
alone appears on the ground
when all people are included
in new taxation - I do not
see why the Contractors should be
remunerated therefor by the State as
Govt. Please see also II Communi-
cation on folio 20 - The present new
Contract in accordance with.

To II Communication 24.X 02.

What about the correspondence with the Residency referred to in Order No.3908 dated 12th September 1900? Is Residency 1024 a reply?. Can it not be argued by the Excise Department that the creation of tolls was an act outside the control of that Department and that any result caused by it should not throw any additional liability on it. If this is a new imposition the above argument is not unsound. When all people are subjected to a new taxation I do not see why the contractors should be reimbursed therefor by the Excise Department. Please see also II Councillor's note on para 20. The present view is not in accordance with it.

Intd: P.N.K.

24/X/02.

To IInd Councillor.

LB 189
Jawhar 31/10/02

to grant the exemption recommended by the Circle Court (AL No 25). By the end of December Decision reports will have been received from the Circle Court who in AL No 30 was informed after receipt of a No from the Hobbs (AL No 28) that no decision had yet been arrived at in the C Circ. Station. That the matter still under consideration by the Residency and Watsonville was the subject of a letter as a similar question which had arisen in the C Circ. Station was settled. This case being subsequently discussed the Resident was in AL No (36 a) asked whether any decision had been arrived at in the C Circ. Station - during AL No 38 was received stating that it was up a change of system which necessitated it had been carried on with the matter. It was not receipt of this - that I wrote my note of the 8th - since for which was enclosed in the Resident. Under AL No 39 was stated according to [redacted] that the Hobbs No "was to be taken up with the contract as a time to see the latter did not [illegible] have given a fund

[illegible] the general Country
in the Civil Budget.
the future was also
ordered. with reference
to the last mentioned
order, the [illegible]
[illegible] the
the matter of Court was
the first to called.
both had been dead
before the last of
that order. the civil
contractors in not
claims to pay, [illegible]
such payment was
not made a condi
tion of the contract
and the bill entered
in was bound to pay
not excluded from
the contract. For
the use of the roads,
the Board have a right
to receive a toll. No
payment the civil
contractors in addition
a refund from the
these sums are
[illegible] Queen's Regiment
[illegible] from the time
Year - the [illegible]
as the [illegible]
[illegible]
[illegible]

regards the future. I
have reason to
reconsider my opinion (para 20 of the Order now)
and to admit the
validity of the Standard contention. Hence my
~~opinion. There is~~ rule of the 22nd
really no additional
liability on the lessee
Debt. The carrying
contention would
give to such lessee
as would enable him
to recall charges
one of which is the
payment of toll to
the Municipality - if
the Statute (or ~~Ordinance~~
not required that he
had to pay a toll
he might in fairness
be allowed a deduct-
from his rental the
payment which he
has to make - for
other words the net sum
to be considered
is the sum which
he receives after
deducting the toll
required.

I accept the view
of Mr H - on the
point in question
contents of
receipts should
be awarded
Mr
H 31.10.02

Mr Greenwood 31-10-02 6993 RD 3-11-02 H

The decision for Tenor of Award
to be reserved to this Court — W. H. 24-10-02

2134

1901

From 1246 Dt 27-7-'01

The Executive Engineer Coorg

To

The Secretary to Govt
Genl & Rev. Departments.

Dated 23rd
Despatched 26 } July 1901
Received

General No. 926
No. 36

Enclosure No. 1

In continuation of this Office No 4294/222, dated 19th/21 February 01, I submit copy of letter dated 18th July 01 from the Agent of the Arrack Licensees requesting the refund of Rs 74-13-0 being the toll gate charges paid by them on treacle casks.

Rec'd 27/7/01

Excise Commissioner
Bangalore, Dated

No. 926 Exc. 1/36

From

The Excise Commissioner
in Mysore

To

The Secretary to Govern-
-ment, General & Revenue
Department

Sir,

In continuation of this Office letter No 294/227, dated 19th/21 February 1901, I have the hon to submit herewith copy of letter dated 18th July 1901 from the Agent to the Arrack Manufacturers to the State, requesting the refund of Rs 77-13-4 being the toll gate charges paid on the treacle casks.

I have the honor to be

Sir,

Your most obedient Servant

Excise Commr
Mysore

Bangalore
18th July 1900.

From

The Agent Messrs Parry & Co.
Managing Agents E. I. Dist
To G. F. (Limited), Bangalore

The Excise Commissioner
in Mysore
Bangalore.

Sir,

I have the honor to forward herewith Receipts for Rs 20/- Toll Charges collected on Arrack received at the Distillery, and to request you will be good enough to order a refund of the amount. as also, an order for refund of Rs 57-13-0 for which receipts were sent to your Office as below:—

With letter dated 22d January/00 Rs 17-13-0
" " " 18th Septr/00 " 25-0-0
" " " 16th February/01. " 20-0-0
Rs 57-13-0

I have the honor to be
Sir
Your most obedient servant
(Sd) Robert Buchanan
Agent Parry & Co

L1061.

1901.

80 90

FROM P. N. Purnaiya Esquire B.A.
Excise Commissioner
in Mysore.

To H. V. Nanjundayya Esquire M.A.
Secretary to Govt. of Mysore, M.L.
Dated 23d Gen & Rev Depts
Despatched 26 } December 1901.
Received
General No. 41
No. 1
Enclosure No.

Subject.

Submits copy of communication from the agent of the Arrack manufacturers to the Mysore State requesting the refund of Rs 707-8 being the toll & the charges paid on the Arrack cask...

E+27/12

Transferred to the Lt. & Branch.

1/12/07 No 41.
A.S.Ch
Dy 4/1/02

Submitted for orders as to whether the Residency may now be addressed on the subject. The matter has been pending orders since the 9th February 1900 - the date of the Excise Commissioner's first reference to Government.

Dy 25/1/02

30/1/1902

The D.O. of 15.5.1901 has not fetched a reply from the Resident. A draft is submitted for approval.

5/2

The 3rd Councillor

6/2

Excise

No. 4123/178 Excl

Bangalore, Dated 28/26

From

F. A. Sumaiya Esquire B.A.,
Excise Commissioner in Mysore,
Bangalore.

To

H. V. Kanjimadayya Esquire, M.A., M.L.,
Secretary to Government of Mysore
General and Revenue Dept

Sir,

In continuation of this office No. 926/36, dated 23/25th July 1901, I have honor to submit herewith copy of letter dated 18th instant, from the Agent of Arcot Manufacturers to the Mysore requesting the refund of Rs 70/- being toll gate charges paid on the trade

I have the honor to
Sir,
Your most obedient
F. A. Sumaiya
for Excise

In

December 1901.

The Agents Messrs Parry & Co
Managing Agents E.I.Ry.
S.F.&L.
Bangalore

To
The Excise Commissioner
in Mysore
Bangalore

Sir,

I have the honor to forward herewith Receipts for Rs 70/- Rs (seventy only) Tall charges collected on treacle received at the Distillery, and to request you will be good enough to order a refund of the amount as also an order for refund of Rs 77-13-0 for which receipts were sent to your office as below:-

with letter of 22nd May 1900 Rs 12-13-0
18th September 1900 25-0-0
16th February 1901 20-0-0
19th July 1901 20-0-0
Rs 77-13-0

I have the honor to be
Sir,
Your obedient servant
Robert Fitchett
Agent Parry & Co
Managing Agents E.I.Ry. S.F.&L.

Received Rs 80.
Excise Commissioner
in Mysore.

136. a/2.

No 13277
A.F. 239-93 8/2/1902

9.1279

Draft for the
Approval of the
Viceroy.
7/2/1902
35-28

C. L. S Russell Esqr. I.C.S.
Secretary to the
Govt the Resident in
Mysore

Sir

In answering your
reference to your letter no.
2178 dated the 7th May 1900
239-99
and also to my D.O. of the 15th May
last, I am directed to request
the favour of Your informing the
Viceroy as to whether any
decision has since been arrived
at in the matter of exempting
from payment of tolls carts
belonging to the Toody and
Asrack contractors in the
Civil and Military Station,
as the matter has been long
pending settlement. I have &c

H. D.
5/7/1902

11/2 Secty

OFFICE OF THE
12838
3 APR. 2
19012

L 695

From

THE FIRST ASSISTANT TO THE
HON'BLE THE RESIDENT
IN MYSORE.

To

Pol 154

THE DEWAN OF MYSORE.

Dated 1st April 1902

Despatched

Received

General No. 1824

No.

Enclosure No.

Form of certain copies of letters in re the matter of exemption from payment of tolls carts belonging to toddy & arrack contractors in the C & M Sdn. of Bangalore, and stating that in view of the excise arrangements since introduced into the C & M Sdn. under which the system of entrusting to Contractors the supply of arrack & toddy required for consumption in the Sdn. has been abolished and it has been considered unnecessary to deal with the question further.

References to be marked

MGCPB—2,000—30-7-01.

No. 1824 &

FROM

C. L. S. RUSSELL, ESQ., I. C. S,

FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

2/4/1902 -ooc- 22.4.02 3.IV.02

To

The Dewan of Mysore. 124

Dated Bangalore, 2nd April 1902.

SIR,

I am directed to acknowledge the receipt of your Secretary's letter No.13277/L.F.239-3 dated 12th February 1902, enquiring whether any decision has been arrived at in the matter of exempting from payment of tolls carts belonging to toddy and arrack contractors in the Civil and Military Station of Bangalore.

2. In reply, I am to forward copies of the marginally noted letters received on the subject, and to state that, in view of the excise arrangements introduced into the Civil and Military Stations for the sale of entrusting contractors the up[illegible]

No.82 dated 4th April 1900 from the President, Municipal Commission Civil and Military Station.
No.2163 dated 14th August 1900 from the Collector, Civil and Military Station.

,oddy required for consumption in the Station has been abolishe(

i has been considered unnecessary to deal with the question

urther.

I have the honour to be,

Sir,

Your most obedient servant,

L. Russell.

First Assistant Resident.

Copy of letter No.82 dated the 4th April 1900, from the President, Municipal Commission, Civil and Military Station, to the First Assistant to the Resident in Mysore.

With reference to your No.1237/439-99 dated 14th ultimo, I have the honour to inform you that on a representation made to him by the arrack and the toddy contractors of the Civil and Military Station under conditions somewhat analagous to those of the East Indian Distilleries and Sugar Factories Limited, the Collector, Civil and Military Station has informed them that as the levy of tolls was not foreseen at the time the contract has been entered into, he would consider the possibility of not insisting upon the payment of the same by them.

2. I think that if the contract of the Company in question does not provide an allowance in future on account of tolls, that such allowance might be made, but I do not think the Municipalities (a) should be asked to pass the carts free of toll.

(a) ity or il & Military Station.

3. I observe that the Agent in his letter refers to the payment of tolls at 2 annas per cart,. There appears to be some error in this connection, because the charge for an empty cart would be one anna on entering Municipal limits, and the carts appear to come in empty for the purpose of going out laden from the Railway Station.

Copy of letter No.2163 dated the 14th August 1900, from the Collector, Civil and Military Station, to the First Assistant to the Resident in Mysore.

With reference to your letter dated 7th instant, No. 3133, requesting that the representation of the arrack and toddy contractors of the Station for exemption from the payment

of

f tolls on their carts to the City Municipality,, may be submitted for consideration of the Honourable the Resident, I have the honour to inform you that the late arrack carrying contractors,/ essrs. F.W. Smith and A Narrainsawmy Mudaliar & Co, nd Mr. Chikka Passama Shetty, the late Toddy Contractor applied to me in the beginning of January last for exemption of their carts from the payment of tolls, and after some inquiry as to whether the carts were kept within the Station or outside of it they were advised to compound for the tolls with the President of the Municipal Commission on the ground that / as the tolls were not forseen at the time, the contracts were entered into, it would not be fair to make the Contractors lose on that account. They were also informed that if they did so a corresponding allowance would be made to them.

2. In the beginning of April last, that is, shortly after they gave up the carrying contract, Messrs. Narrainsawmy Mudalliar & Co, submitted a bill for -17-6-0, being the amount of toll paid by them, and requested that it may be refunded to them. The toddy contractor has not up to date made any claim, the former were however asked to report if they had compounded for the tax with the President of the Municipal Commission as requested by this office, and in reply, they stated on 19th April 1900 that they did not do so, as the order reached them only towards the close of their contract. In these circumstances, I think the representations of the late Contractors need only be considered when they write again on the subject.

3. In this connection, I would invite your attention to the correspondence ending with my letter No.3001/39-99 dated 4th October last, in request ing the question of exempting the fees now at present carry arrack from the Central Distillery or the Government Excise Depot in the Station, from the payment of toll, may be reconsidered.

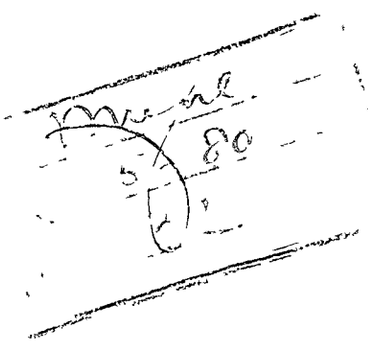
Copies

M. S. Tirumalai'ayangar

VS Regr

Read.

Letter no. 4579/197 dated the 9th February 1900 from the Excise Commissioner in Mysore stating that when the contract of manufacturing arrack for the Mysore State was taken up by the firm of East India Distilleries and Sugar Factories Limited the system of keeping tolls on carts entering the Bangalore City was not in existence, and recommending that all carts belonging to or engaged by the above firm and going from the Distillery to the Railway Station to bring goods to the Distillery may be



exempted from payment
of tolls

Correspondence

ending with letter no 4123/178
dated the 23rd December 1904
from the same officers in regard to the refund of the several amounts levied by the Municipality on Carts of the kind under reference.

3. Letter no 1824 dated the 1st April 1902 from the First Assistant to the Resident in Seytone stating that in view of the excise arrangements since introduced into the T & M Station, under which the system of entrusting to Contractors the supply of arrack and toddy required for consumption in the Station has been abolished, it has been considered unnecessary to deal with the question further.

Order thereon

The Contractors,

Messrs

No 72-4 of 1871
4

Messrs Garvey & Co had no
idea at the time of their
entering into a contract with
Govt, that they would
be called upon during the
currency of their contract,
to pay on their carts a
toll which did not then
exist but which was
subsequently brought into
existence. It is, however,
too late now to order an
exemption in their case,
nor would it be fair
to require the Municipality
to refund the tolls already
levied by it from them the
refund in question will ac-
cordingly be made from
Provincial Funds and debited
to General Savings in the
Excise Budget
(2) As for the future, we

of the kind under advertance will be exempted from the payment of tolls

3. The Excise Comr is requested to forward a consolidated bill direct to the Comptroller for adjustment.

2d Cir's of the Dewan's order

17/7/02

Secy.

17/5/02

To

The Excise Comr in Mysore
a Comptroller
& Presd: Rd Comrs,
Bangalore City

Excise

Issue this at once

(40) E 4760 : L 300

1902-3

Branch.
see letter the ref. quoted.
File (L 7239 93) with the
ten issued from this branch
to Secl to Govt Bror 23/7/02

A S

Memo Draft Mad
26/8

FROM The President
Municipal Commission
Bangalore City

To The Secretary to the Govt
of Mysore Gen & Rev Depts

Dated
Despatched
Received 2 Aug 1902
General No
No. 455

Enclosure No

Para 2 of Govt. Pros. No 72-4 dated the 18th July last, exempting Excise Contractor's carts from tolls payment of tolls, --

Inviting kind attention to the Board's resolution dated 28 June 1900 and to Govt Pros. 3908-9 dated 12 Sep 00 F 239 and stating that as the right of collecting tolls for year 1902-1903 has already been farmed out the carts in question cannot be exempted from payment /

Encl
26.8.02
Read 27/8/02

Office of the Municipal Commission,

City, Bangalore, August 16, 1902.

No. 45

From

THE PRESIDENT,

Municipal Commission,

BANGALORE CITY.

To

THE SECRETARY TO THE GOVERNMENT OF MYSORE,

General and Revenue Departments,

BANGALORE.

Sir,

With reference to para 2 of Government Proceedings No 72-4 Ex dated the 18th July 1902 directing the exemption from payment of tolls of Excise Contractor's Carts conveying arrack etc, from the central Distillery into the Bangalore City, I have the honor to state that in the year 1900 similar claim for exemption having been brought forward by the Excise Commissioner, the question was discussed by the Board and their resolution dated the 28th June 1900 was submitted to Government with this Office letter No 1 dated the 30th July 1900 expressing the Board's inability [illegible]

the exemption on the ground that any such Concession in a Single case would form an undesirable precedent resulting in Similar Claims from other Contractors and heavy loss to Municipal Revenue.

Government in Proceedings no: 3908-9 / L.J 239 dated the 12th September 1900 passed orders on the Subject in Conformity with the Boards' views.

The right of Collecting toll in the City for the year 1902-1903 has already been given out on Contract. The Carts of the Excise Contractors plying to and from the Distillery Cannot therefore be exempted from payment of toll.

I have the honor to be,

Sir,

Your Most Obedient Servant,

President

W.S.K

To

The President,
Municipal Council,
Bangalore City

Ref 485

485

No LF 239-93 9/7/9/02

His no 45 dated the 16th Aug '02 in regard to the levy of tolls on carts belonging to Excise Contractors when entering the City Municipal limits

With reference to the above has the honour to request that the President will be good enough to state the date on which the right of collecting tolls in the City during the year 1902-03 was given out on contract

"By order

14/9/1902
For Secy

L418

2814.

SEP 1902

FROM P. V. Ramaiya Esquire B.A.
Excise Commissioner in Mysore

To V. Nanjundappa Esquire M.A.M.L.
Secretary to Government of Mysore
in General and Revenue Departments

Dated 8th September 1902

Despatched 10 C

Received

General No.

No.

Enclosure No.

Solicits early orders on the correspondence ended with this office letter No. 4295/223, dated 19th February 1901 regarding the bills received from Messrs Bajjanna & Mangondarama modaliar on account of toll charges paid by them to the Bangalore city municipality —

Seen
12.9.02

No. 1520 - 64

Excise Commis
Bangalore dated

From

P. N Purnaiya Esquire B.A.
Excise Commissi
in Mys

To.

N. V. Nanjundayya Esquire M.A.
Secretary to Government of
General and Revenue Depar

Sir,

I have the honor to Solicit e
orders on the correspondence ended with
(+ No 614) Office letter No. 4295/223, dated 19th Febru
regarding the bills received from Messrs
Bajjanna & Manjondadeva Modaliar,
a rack transporting Contractors on account
of toll charges paid by them to the Bangalore
City Municipality.

I have the honor to be
Sir,
Your Most Obedient Servant

for Excise Commissioner
in Mysore

3287
26 SEP 1902

1902-03

From The President, Municipal Commission
Kolar Gold Fields

To The Secretary to the
Government of Mysore
Gen & Rev. Dept

Dated

Despatched 22 September 1902

Received

General No.
No. 83

Enclosure No

Stating that the right of collecting tolls in the city for the year 1902-1903 was sold by public auction on the 17th June 1902.

Office of the Municipal Commission,

City, Bangalore, September 19, 1902.

No. 83

From

THE PRESIDENT,

MUNICIPAL COMMISSION,

BANGALORE CITY.

To The Secretary to the
Government of Mysore in the
General & Revenue De
Bangalore

Sir,

With reference to your docket
No: 4035 / L F 239-93 dated the 17th Instant, I have the
honor to state that the right of collecting
the Tolls in the City during the year 1902-1903
was sold by public auction on the 17th June last

I have the honor to be
Sir,
Your Most Obedient Servant

PRESIDENT

376

Read -

Govt. Pro: no. 72-4 Ex dated the 1st July 1902 directing that the amount recovered till that date from Messrs: Parry & Co. Arcot contractors, by the Bangalore City Municipality on account of tolls on their carts entering the City Municipal limits be refunded to them from the general savings in the Excise Budget, and that hereafter such carts be exempted from payment of tolls.

(2) Correspondence ending with letter no 83 dated the 19th September 1902 from the President of the Municipal Commission, Bangalore City, representing that the carts of the

under reference can

exemplified from payment of tolls as the right of collecting tolls for the current year was sold by public auction on the 17th June last.

(3) Also letter No 1520/64 dated the 8th September 1902 from the Excise Commissioners in Mysore soliciting early orders regarding the bills received from Messrs. Bajjanna and Merigondadeva Bundr., transporting contractors, on account of toll charges paid by them to the city Municipality.

R.L-775

Order thereon No 8853-7 8/10/1902
L.T.S.S-93.

are pleased to
Government direct that the amounts collected by the Municipality subsequent to the Government order of the 10th July 1902 by way of tolls on carts

Serial No 89

of the kind under reference be refunded for the current year also to the parties concerned out of ~~sums in~~ the Excise Budget, ~~and~~ ~~hereafter~~ in future, the contractors and that ~~the Assessor~~ ~~shall~~ ~~of these cases~~, be distinctly informed that ~~hereafter~~, they ~~should bear the rates~~ are liable to pay the toll to the Municipality

(2) The Excise Commissioner is accordingly requested to forward to the Comptroller for adjustment, a consolidated bill for all the sums that have to be refunded to parties, as required by para 3 of Govt. Pro: of the 18th July 1902 ~~cited above~~ ~~In the case of future contracts, it must be distinctly laid down that the~~

Excise contractor should himself pay the toll

Yrs 11/8/1902
for Secy.
Govt 8/8/02

To The Excise Commr in Bngalore
"Prod. Rs Comrs, Bangalore &
"Comptr. thereon."